

1 Total pages: 3  
2 JAMES E. SALVEN  
3 Chapter 7 Trustee  
4 8427 N. Millbrook Ave., Ste. 101  
5 Fresno, California 93720  
6 (559) 230-1095  
7

8  
9  
10 **IN THE UNITED STATES BANKRUPTCY COURT**  
11 **EASTERN DISTRICT OF CALIFORNIA**  
12

13 In the Matter of

14 Case No. 09-60542-B-7

15 DC No. JES-2

16 **NICKOLAS & GAIL PEREZ,**

17 **MOTION FOR AUTHORIZATION**  
18 **TO SELL PERSONAL PROPERTY**

19 Debtor(s).

20 Date: July 7, 2010  
21 Time: 10:00 a.m.  
22 Dept: B

23 TO THE HONORABLE W. RICHARD LEE, UNITED STATES BANKRUPTCY

24 JUDGE:

25 James Salven respectfully represents:

26 1. He is the duly appointed, qualified and acting trustee of  
27 the above-entitled estate.

28 2. The above-captioned case was filed under Chapter 7 on  
10/30/2009.

29 3. This Court has jurisdiction over this proceeding by  
30 virtue of 28 U.S.C. §1334(a). This is a "core" proceeding pursuant  
31 to 28 U.S.C. §157(b) (2) (A). This motion is brought pursuant to  
32 11 U.S.C. §363.

33 4. Among the assets of this estate are a non-operational  
34 1997 Pontiac Sunfire, bearing VIN 1G2JB1248V7538971 for a net  
35 amount to the estate of \$81.00 (\$81.00 fair market value, with no

1 liens or encumbrances known); 2002 Chevrolet Trailblazer, bearing  
2 VIN 1GNDS13S322371926 for a net amount to the estate of \$669 (\$3131  
3 fair market value with an exemption of \$2462, with no liens or  
4 encumbrances known); 2001 GMC 2500 pickup, bearing VIN  
5 1GTHK29U61E293762 for a net amount to the estate of \$2,150 (\$7000  
6 fair market value, with an exemption of \$4850, no liens or  
7 encumbrances known); Coffee Cart Kiosk with equipment for a net to  
8 the estate of \$1100 (fair market value \$3000, with an exemption of  
9 \$1900, with no liens or encumbrances known).

10 5. The trustee has obtained an offer from debtors, Nickolas &  
11 Gail Perez to purchase said asset(s), for the total sum of \$13,212  
12 less valid exemptions of \$9212, for net cash to the estate of  
13 \$4,000. Funds have been received by the estate and are awaiting  
14 court approval.

15 6. The trustee has not agreed to pay commissions to any  
16 party in connection with the proposed sale.

17 7. The property is to be sold subject to liens and  
18 encumbrances of record, of which there are none known.

19 8. Said offer is the best and highest offer received for  
20 said property and, in the opinion of the trustee, said offer is for  
21 the full and fair market value of said property.

22 9. The trustee believes that confirmation of said sale on  
23 the terms set forth above is in the best interest of the creditors  
24 of this estate and all parties in interest.

25  
26 WHEREFORE, the trustee prays that after appropriate notice and  
27 opportunity to be heard, he be authorized to sell the above-

1 described asset to debtors, Nickolas & Gale Perez.  
2

3  
4 DATED: 5/25/10

JAMES E. SALVEN,  
Movant

5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28